

DAVID L. SKELTON, TRUSTEE #96250
 REBECCA E. PENNINGTON #174488
 RICHARD L. STEVENSON #239705
 OFFICE OF THE CHAPTER 13 TRUSTEE
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UNITED STATES BANKRUPTCY COURT
 SOUTHERN DISTRICT OF CALIFORNIA
 325 WEST F STREET, SAN DIEGO CA 92101-6991

In Re DOUGLAS RANDOLPH TUCKER HOLLY ANN HOLMES 402 W. SAN MARCOS BLVD., #104 SAN MARCOS, CA 92069	Bankruptcy No. 10-21950-MM13 Date: May 17, 2011 Time: 10:00 AM Dept: 1
Debtors.	

**SUPPLEMENTAL TRUSTEE OBJECTION TO CONFIRMATION OF MODIFIED CHAPTER 13 PLAN
 DATED 5/6/2011 AND MOTION TO DISMISS PURSUANT TO 11 U.S.C. SECTION 1307 (C)(5)
 ORIGINAL OBJECTION FILED 1/24/2011**

DAVID L. SKELTON, the standing Chapter 13 Trustee (the “Trustee”), hereby objects to confirmation and moves this Court for an Order of Dismissal and Denial of Confirmation. The bases for the Trustee’s objection(s) are:

1-6. The debtors are distributing less to the allowed unsecured creditors than they would receive under a Chapter 7 liquidation.[1325(a)(4)]

2-7. The Plan: (a) has not been accepted by each secured creditors; OR, (b) does not provide Debtors are to surrender collateral to non-consenting lien creditors; OR, (c) fails to provide non-consenting creditors will retain lien against collateral AND the value to be paid each non-consenting lien creditor is less than allowable amount of claim. [1325(a)(5)]

WHEREFORE, the Trustee respectfully requests that confirmation of Debtors' plan be denied and the case be dismissed.

Date: May 13, 2011

/s/ Rebecca E. Pennington

 Attorney for David L. Skelton Trustee